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3 Attorney for Defendant
4 STEPHEN McELWEE

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7
8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,
12

13 Plaintiff,

CR S-03-283 FCD

14 v.

REQUEST FOR ORDER REQUIRING
PRESENCE OF DEFENDANT IN
COURT FOR SENTENCING
FEBRUARY 6, 2006

15 STEPHEN McELWEE,

16 Defendant.

"AS MODIFIED"

17 I, Nedra Ruiz, do hereby declare as follows:
18

19 I am an attorney licensed to practice law in the State of
20 California and I am admitted to practice in the Eastern District
21 of the United States District Court.

22 In the above-entitled action, I represent defendant Stephen
23 McElwee, defendant.

24 Mr. McElwee is currently incarcerated at Lompoc Federal
25 Correctional Institute, at 3600 Guard Road in Lompoc,
26 California.

27 Mr. McElwee is scheduled to be sentenced before the
28 Honorable Frank C. Damrell, Jr., in the U.S. District Court, 501

1 "I" Street, Sacramento, California on February 6, 2006 at 8:30
2 a.m. The proceedings are of critical importance, and Mr.
3 McElwee must be present.

4 The foregoing is declared under penalty of perjury this
5 fifteenth day of December, 2005, in the City and County of San
6 Francisco, California.

7
8 /s/ Nedra Ruiz
9 NEDRA RUIZ
10 Attorney for Defendant
11 STEPHEN McELWEE

12 ORDER

13 IT IS HEREBY ORDERED that the United States Marshall is
14 hereby ordered to take custody of Stephen McElwee, Fed. Reg No.
15 14543-097 and inmate at Lompoc Federal Correctional Institute,
16 located at 3600 Guard Road, and transport Stephen McElwee to the
17 U.S. District Court, 501 "I" Street, Sacramento, California no
18 later than February 1, 2006, so that he and his counsel can
19 prepare for sentencing before this court on February 6, 2006, at
20 9:30 a.m.

21 Dated: December 20, 2005

22
23 /s/ Frank C. Damrell Jr.
24 U.S. DISTRICT COURT JUDGE
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